



Attorney Docket: BHT/3092-397

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : CHOU
Application No. : 10/729,980
Filed : December 9, 2003
Title : ASSAY SYSTEMS, KITS AND METHODS
FOR DETECTING MICROORGANISMS
Group Art Unit : 1645
Examiner : Unassigned
Attorney Docket : BHT/3092-397

OFFICE OF INITIAL PATENT EXAMINATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS


Sir:

Responsive to the NOTICE TO FILE CORRECTED APPLICATION PAPERS - FILING DATE GRANTED (Part 2 copy attached) of April 23, 2004, the period for response to which has been extended to expire on **August 23, 2004** by the filing herewith of a Petition for a two-month extension of time and payment of the required fee, Applicant submits herewith: 1) six (6) sheets of replacement formal drawings (Figs. 1-6); 2) a Preliminary Amendment; 3) three (3) pages of Sequence Listing; 4) a Statement to Support Filing and Submission In Accordance with 37 C.F.R. §§1.821-1.825; and 5) a Sequence Listing in computer readable form (CRF).

Respectfully submitted,

Date: August 23, 2004

By:


Bruce H. Troxell
Reg. No. 26,592

TROXELL LAW OFFICE PLLC
5205 Leesburg Pike, Suite 1404
Falls Church, Virginia 22041
Telephone: (703) 575-2711
Telefax: (703) 575-2707



Attorney Docket: BHT/3092-397

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : CHOU
Application No. : 10/729,980
Filed : December 9, 2003
Title : ASSAY SYSTEMS, KITS AND METHODS
FOR DETECTING MICROORGANISMS
Group Art Unit : 1645
Examiner : Unassigned
Attorney Docket : BHT/3092-397

OFFICE OF INITIAL PATENT EXAMINATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL COVER SHEET

Sir:

Transmitted herewith for filing are the following:

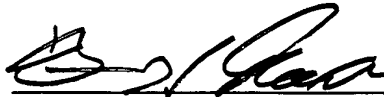
1. RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS of April 23, 2004, along with Part 2 of NOTICE.
2. PETITION FOR A TWO-MONTH EXTENSION OF TIME, along with a check for \$210 to cover the Small Entity extension fee.
3. Preliminary Amendment.
4. Six (6) sheets of replacement formal drawings (Figs. 1-6).
5. Sequence Listing with Statement to Support Filing and Submission and one (1) disk of Computer Readable Sequence Listing.

The Commissioner is hereby authorized to charge any fees which may be required for the filing of this document to **Deposit Account No. 501874**.

Respectfully submitted,

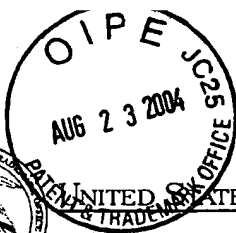
Date: August 23, 2004

By:


Bruce H. Troxell
Reg. No. 26,592

TROXELL LAW OFFICE PLLC
5205 Leesburg Pike, Suite 1404
Falls Church, Virginia 22041
Telephone: (703) 575-2711
Telefax: (703) 575-2707

ITW 1/8
Box 1 seg



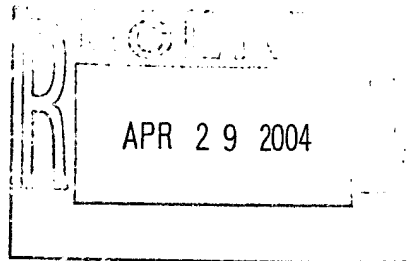
UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/729,980	12/09/2003	George Chin-Sheng Chou	BHT-3092-397

CONFIRMATION NO. 2232

BRUCE H. TROXELL
SUITE 1404
5205 LEESBURG PIKE
FALLS CHURCH, VA 22041



FORMALITIES LETTER



OC000000012412168

Date Mailed: 04/23/2004

NOTICE TO FILE CORRECTED APPLICATION PAPERS

Filing Date Granted

An application number and filing date have been accorded to this application. The application is informal since it does not comply with the regulations for the reason(s) indicated below. Applicant is given TWO MONTHS from the date of this Notice within which to correct the informalities indicated below. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawings have a line quality that is too light to be reproduced (weight of all lines and letters must be heavy enough to permit adequate reproduction) or text that is illegible (reference characters, sheet numbers, and view numbers must be plain and legible) see 37 CFR 1.84(l) and (p)(1)); See Figure(s) 1.
- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

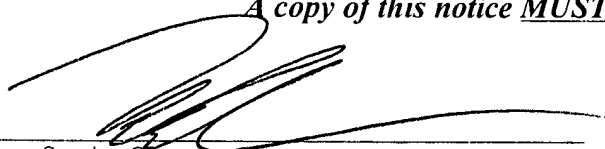
For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216

- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE